

REMARKS

Claims 41-51, 53-57, and 60-63 are pending in this application. Claims 51, 54, 55, 57, and 60 were previously withdrawn from consideration. By this Amendment, Applicant has cancelled Claims 52, 58, and 59, without prejudice, Applicant has amended Claims 41 and 47, and Applicant has added new Claims 61-63. Applicant has amended independent Claim 41 so as to more clearly distinguish the present invention, as defined by independent Claim 41, over the prior art. Applicant respectfully submits that the amendment to independent Claim 41 does not contain new matter. Applicant further respectfully submits that the amendment to Claim 47 does not contain new matter. Applicant further respectfully submits that newly added Claims 61-63 do not contain new matter. Applicant respectfully submits that the present invention, as defined by Claims 41-50, 53, 56, and 61-63, is patentable over the prior art.

Applicant has also deleted the Abstract Of The Disclosure and has substituted therefor the new Abstract Of The Disclosure which is attached hereto on a separate sheet. Applicant respectfully submits that the new Abstract Of The Disclosure does not contain new matter.

Based on the foregoing amendments and the following Remarks, the application is deemed to be in condition for allowance and action to that end is respectfully requested.

I. THE 35 U.S.C. §103(a) REJECTIONS:

The Examiner asserts that Claims 41-50, 52-53, 56, and 58-59 are rejected under 35 U.S.C. §103(a) as being unpatentable over Gebb, U.S. Patent No. 6,067,532 (Gebb) in view of Austin American Statesmen (Austin American Statesmen). As noted above, Applicant has cancelled Claims 52, 58, and 59, without prejudice, Applicant has amended Claims 41 and 47, and Applicant has added new Claims 61-63. Applicant has amended independent Claim 41 so as to more clearly distinguish the present invention, as defined by independent Claim 41, over the prior art. Applicant respectfully submits that the amendment to independent Claim 41 does not contain new matter. Applicant respectfully submits that the amendment to Claim 47 does not contain new matter. Applicant further respectfully submits that newly added Claims 61-63 do not contain new matter. Applicant respectfully submits that the present invention, as defined by Claims 41-50, 53, 56, and 61-63, is patentable over the prior art.

IA. THE PRESENT INVENTION, AS DEFINED BY CLAIMS 41-50, 53, 56, AND 61-63, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claims 41-50, 53, 56, and 61-63, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 41, is patentable over the prior art.

Applicant submits that the present invention, as defined by independent Claim 41, is patentable over Gebb, Austin American Statesmen, and any combination of same. Applicant submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, many of the specifically recited features of independent Claim 41 and, therefore, Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, all of the features of independent Claim 41.

Applicant respectfully submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, a computer-implemented method, comprising entering or receiving information regarding a ticket request or a ticket option request for at least one of

a ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event and a ticket option for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event, wherein the ticket for a portion of the event or the ticket option for a portion of the event is derived from a ticket for an entire event, wherein the event is at least one of a game, an athletic event, a competition, a performance, a concert, and a tournament, and further wherein the event is an event which takes place at or in at least one of a stadium, an arena, a theatre, a movie theatre, a concert hall, a museum, and a performance hall, and further wherein the ticket for the entire event corresponds to a seat or seats at the at least one of a stadium, an arena, a theatre, a movie theatre, a concert hall, a museum, and a performance hall, for the event, wherein the ticket for the entire event is purchased from a ticket issuer by a first individual having a ticket account, and further wherein the ticket for a portion of the event or the ticket option for a portion of the event is purchased by or used by a second individual during the event and before the completion or the conclusion of the event with a payment for a purchase or a use of the ticket for a portion of the event, or a payment for a purchase or a use of the ticket option for a portion of the event, being made to

the ticket account of the first individual, and processing the information regarding a ticket request or a ticket option request for at least one of a ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event and a ticket option for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event with a processing device, all of which features are specifically recited features of independent Claim 41.

Applicant submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, the recited ticket request or the recited ticket option request for at least one of the recited ticket for a portion of the recited event which remains after a start of the recited event and before a completion or a conclusion of the recited event and the recited ticket option for a portion of the recited event which remains after a start of the recited event and before a completion or a conclusion of the recited event, wherein the recited ticket for a portion of the recited event or the recited ticket option for a portion of the recited event is derived from the recited ticket for an entire event, wherein the recited event is at least one of a game, an athletic event, a competition, a performance, a

concert, and a tournament, which takes place at or in the recited at least one of a stadium, an arena, a theatre, a movie theatre, a concert hall, a museum, and a performance hall, and wherein the recited ticket for the entire event corresponds to a seat or seats at the recited at least one of a stadium, an arena, a theatre, a movie theatre, a concert hall, a museum, and a performance hall, for the recited event.

Applicant submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, the recited ticket request or the recited ticket option request and, therefore, Applicant submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, entering or receiving the recited information regarding the recited ticket request or the recited ticket option request.

Applicant further submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, the recited ticket for a portion of the recited event or the recited ticket option for a portion of the recited event and, therefore, Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, the computer-implemented method of

independent Claim 41, wherein the recited ticket for the entire event is purchased from a ticket issuer by a first individual having the recited ticket account, and further wherein the recited ticket for a portion of the recited event or the recited ticket option for a portion of the recited event is purchased by or used by a second individual during the recited event and before the completion or the conclusion of the recited event with a payment for a purchase or a use of the recited ticket for a portion of the recited event, or a payment for a purchase or a use of the recited ticket option for the portion of the recited event, being made to the recited ticket account of the first individual.

Applicant further submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, processing the recited information regarding the recited ticket request or the recited ticket option request for at least one of the recited ticket for a portion of the recited event which remains after a start of the recited event and before a completion or a conclusion of the recited event and the recited ticket option for a portion of the recited event which remains after a start of the recited event and before a completion or a conclusion of the recited event with the recited processing device. Applicant

submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, the recited processing of the recited information regarding the recited ticket request or the recited ticket option request for at least one of the recited ticket for a portion of the recited event which remains after a start of the event and before a completion or a conclusion of the recited event and the recited ticket option for a portion of the recited event which remains after a start of the recited event and before a completion or a conclusion of the recited event. Applicant further submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, the recited processing device.

Applicant further submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, generating at least one of a ticket availability message and a ticket option availability message with the processing device, wherein the at least one of a ticket availability message and a ticket option availability message contains information regarding at least one of a ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event and a ticket option for a portion of an event which

remains after a start of the event and before a completion or a conclusion of the event, wherein the at least one of a ticket availability message and a ticket option availability message is generated before a completion or a conclusion of the event, and transmitting the at least one of a ticket availability message and a ticket option availability message to a communication device associated with or used by the second individual or a third individual, wherein the at least one of a ticket availability message and a ticket option availability message is transmitted to the communication device before a completion or a conclusion of the event, all of which features are still other specifically recited features of independent Claim 41.

Applicant submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, the recited at least one of a ticket availability message and a ticket option availability message, which contains the recited information regarding at least one of the recited ticket for a portion of the recited event which remains after a start of the recited event and before a completion or a conclusion of the recited event and the recited ticket option for a portion of the recited event which remains after a start of the recited event and before a

completion or a conclusion of the recited event, and which is generated before a completion or a conclusion of the recited event and, therefore, Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, generating the recited at least one of a ticket availability message and a ticket option availability message with the recited processing device, wherein the recited at least one of a ticket availability message and a ticket option availability message is generated before a completion or a conclusion of the recited event.

Applicant further submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, the recited at least one of a ticket availability message and a ticket option availability message and, therefore, Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, transmitting the recited at least one of a ticket availability message and a ticket option availability message to the recited communication device associated with or used by the second individual or a third individual, wherein the recited at least one of a ticket availability message and a ticket option availability message is transmitted to the recited

communication device before a completion or a conclusion of the recited event.

In view of the foregoing, Applicant respectfully submits that Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, many of the specifically recited features of independent Claim 41 and, therefore, Gebb, Austin American Statesmen, and any combination of same, do not disclose, teach, or suggest, all of the features of independent Claim 41.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 41, is patentable over Gebb, Austin American Statesmen, and any combination of same. In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 41, is patentable over the prior art. Allowance of independent Claim 41 is, therefore, respectfully requested.

Applicant further submits that Claims 42-50, 53, 56, and 61-63, which Claims depend either directly or indirectly from independent Claim 41, so as to include all of the limitations of independent Claim 41, are also patentable over

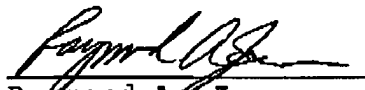
the prior art as said Claims 42-50, 53, 56, and 61-63 depend from allowable subject matter.

Allowance of pending Claims 41-50, 53, 56, and 61-63 is, therefore, respectfully requested.

II. CONCLUSION:

In view of the foregoing, the application is deemed to be in condition for allowance and action to that end is respectfully requested. Allowance of pending Claims 41-50, 53, 56, and 61-63 is, therefore, respectfully requested.

Respectfully Submitted,


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Encl.: - Abstract of the Disclosure

May 16, 2008

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